

C. FRANK HARSCHER, III
SECRETARY



Roger Blair

JULIAN M. CARROLL
GOVERNOR

Site:	A.L. Taylor
Break:	DI
Other:	

COMMONWEALTH OF KENTUCKY
DEPARTMENT FOR NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION
OFFICE OF THE SECRETARY
FRANKFORT, KENTUCKY 40601
TELEPHONE (502) 564-3350

RECEIVED
OCT 23 1979

DIV. OF HAZARDOUS MATERIAL
AND WASTE MANAGEMENT

October 18, 1979

Mr. John C. White
Regional Administrator
U.S. Environmental Protection Agency
Region IV
345 Courtland Street, NE
Atlanta, Georgia 30308

Dear Mr. White:

Mr. Larry Arnett, Coordinator, Special Investigations and Emergency Response, recently received a letter from Mr. Al Smith, Federal On-Seen-Coordinator of Region IV, advising this Department that effective November 1, the water treatment system at the A. L. Taylor disposal site would no longer be funded under the Clean Water Act. The purpose of this letter is to request that U.S. EPA and the Coast Guard reconsider that decision.

As you are aware, this Department is currently drafting a plan to address clean-up of that site. In the meantime, however, approximately five thousand (5,000) drums of material remain on the surface of the site and an undetermined amount of waste lies buried. With heavy Fall and Winter precipitation we can expect a continued need for this treatment system to assure that discharges of contaminants to Wilson Creek are prevented or kept within minimal acceptable limits. It appears unlikely that the property owner will accept a financial responsibility for maintaining the treatment system. As I have advised you in the past, this Department has no funds authorized for the operation or maintenance of treatment systems or for specific clean-up of illegal disposal sites. We are approaching a legislative session and both the Department and the Governor's Commission on Hazardous Waste are considering legislative proposals which may address this matter. Never-the-less no specific legislative authority or funding could be expected before Spring.



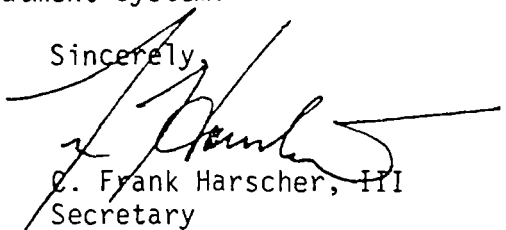
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A second matter which is not entirely clear to me, is the continued ownership of the treatment system at the site beyond November 1, 1979. It is my general understanding that neither EPA, nor the Coast Guard intends to retain any property interest beyond that date. Assuming that is correct, the system would become abandoned and thus the property either of the Commonwealth of Kentucky or Mrs. A. L. Taylor as property owner. If this assumption is incorrect, please notify me immediately.

I look forward to your favorable reconsideration of the funding operation and maintenance costs of the treatment system.

Sincerely,



C. Frank Harscher, III
Secretary

cc: Gene Satterly
Jack A. Wilson
J. Rick Jones

bcc: Roger Blair